

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

Roberto Romero-Lopez,
Petitioner,
v.
Jeff B. Sessions, et al.,
Respondents.

No. CV-18-00161-PHX-SPL

ORDER

On January 16, 2018, Petitioner Roberto Romero-Lopez, who was then confined in the Eloy Detention Center, filed, through counsel, a Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241 (Doc. 1), paid the filing fee, and sought a Temporary Restraining Order and a Preliminary Injunction (Doc. 3). By Order dated January 18, the Court denied Petitioner’s request for a Temporary Restraining Order, but directed Respondents to answer the Petition and respond to the Motion for Preliminary Injunction on an expedited basis. On February 1, however, Petitioner filed a Motion to Dismiss (Doc. 15) on the basis that he had been granted a voluntary departure on January 31, 2018, and the matter was now moot. On February 8, 2018, the referred Magistrate Judge filed a Report and Recommendation (R&R) (Doc. 18) recommending that the Motion to Dismiss be granted, and that the matter be dismissed as moot. No party has objected to the R&R. Further, on its own review of the record, the Court will accept the R&R. Petitioner’s Motion to Dismiss will be granted, and the Petition and Motion for Preliminary Injunction will be dismissed as moot.

IT IS ORDERED:

(1) Magistrate Judge Eileen S. Willet's Report and Recommendation (Doc. 18) is **accepted**.

(2) Petitioner's Motion to Dismiss (Doc. 15) is granted.

(3) The Petition (Doc. 1) and Petitioner's Motion for Preliminary Injunction (Doc. 3) is **dismissed as moot**.

(4) The Clerk of Court must enter judgment accordingly and close this case.

Dated this 28th day of February, 2018.


Honorable Steven P. Logan
United States District Judge